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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(**Not for submission under 37 CFR 1.99)**

Application Number	10715055
Filing Date	2003-11-17
First Named Inventor	Gerald Cagle
Art Unit	1618
Examiner Name	Fay, Zohreh A.
Attorney Docket Number	007109.00001

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Examiner Initial*	Cite No	Patent Number	Kind Code[1]	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1	6716830		2004-04-06	Cagle et al.	
	2	6395746	B1	2002-05-28	Cagle et al.	
	3	6740664	B2	2004-05-25	Cagle et al.	

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Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T5
	1	Communication of a Notice of Opposition (from EP Patent Office) dated 8/23/04, Opposition against EP Patent 1117401	☐
	2	Declaration of David W. Stroman, Ph.D., Opposition against EP Patent 1117401	☐
	3	Communication dated 6/28/2005 from European Patent Office regarding Opposition against EP Patent 1117401	☐
	4	Summons to attend oral proceedings in Opposition against EP Patent 1117401	☐
	5	Communication dated 7/12/2006 from European Patent Office regarding Opposition against EP Patent 1117401	☐
	6	Notification dated 7/14/06 from European Patent Office regarding Opposition against EP Patent 1117401, which includes a letter from the opponent dated 7/11/06	☐
	7	Letter from opponent dated 7/28/06 regarding Opposition against EP Patent 1117401	☐
	8	Complaint filed 4/5/06 in Bayer Healtchare AG, Alcon, Inc., and Alcon Manufacturing Ltd. v. Teva Pharmaceuticals, USA, Inc. (C.A. No. 06-234)	☐
	9	Letter from TEVA to Bayer Healthcare and Bayer Healthcare AG dated 2/21/06 regarding Patent Certification Notice - U.S. Patents 4,990,517; 5607,942; and 6,716,830	☐

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	10	Answer and Defenses of Defendant Teva Pharmaceuticals USA, Inc. dated 4/28/06 Bayer Healtchare AG, Alcon, Inc., and Alcon Manufacturing Ltd. v. Teva Pharmaceuticals, USA, Inc. (CA NO. 06-234 (SLR))	☐
	11	"Survey of Ophthalmology, Vol. 50, Supplement 1, November 2005	☐
	12	Arch Ophthalmol /Vol. 123, Sept. 2005, pages 1282-1283	☐
	13	Ophthalmology, Vol. 112, Number 11, November 2005, pages 1992-1996	☐
	14	Ophthalmology, Vol. 113, Number 6, June 2006, pages 955-959	☐
	15	Survey of Ophthalmology, Vol. 50, Supplement 1, November 2005, pages 55-63	☐
	16	Current Medical Research and Opinion, Vol. 21, No. 1, 2005, pages 93-94	☐
	17	Ophthalmology, Vol. 112, No. 3, March 2005, pages 466-469	☐
	18	Who Drug Information, Vol. 11, No. 4, 1997 pages 265-66 and 79	☐

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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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[1] See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. [2] Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). [3] For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. [4] Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. [5] Applicant is to place a check mark here if English language translation is attached.

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CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

☐ See attached certification statement.

☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☑ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/Paul M. Rivard/	Date (YYYY-MM-DD)	2006-08-31
Name/Print	Paul M. Rivard	Registration Number	43446

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